

BOOK 2 FY 82
APPROPRIATIONS
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APPEAL LETTERS
APPROPRIATIONS CONFERENCE

[FULL COMMITTEE PRINT]

NOTICE: This bill is given out subject to release when consideration of it has been completed by the full Committee. Please check on such action before release in order to be advised of any changes.

Union Calendar No.

97TH CONGRESS
1ST SESSION

H. R.

[Report No. 97-]

Making appropriations for the Department of Defense for the fiscal year ending September 30, 1982, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 16, 1981

Mr. ADDABBO, from the Committee on Appropriations, reported the following bill; which was committed to the Committee of the Whole House on the State of the Union and ordered to be printed

A BILL

Making appropriations for the Department of Defense for the fiscal year ending September 30, 1982, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

J. 72-497—0——1

1 That the following sums are appropriated, out of any money
2 in the Treasury not otherwise appropriated, for the fiscal
3 year ending September 30, 1982, for military functions ad-
4 ministered by the Department of Defense, and for other pur-
5 poses, namely:

6 TITLE I

7 MILITARY PERSONNEL

8 MILITARY PERSONNEL, ARMY

9 For pay, allowances, individual clothing, subsistence, in-
10 terest on deposits, gratuities, permanent change of station
11 travel (including all expenses thereof for organizational
12 movements), and expenses of temporary duty travel between
13 permanent duty stations, for members of the Army on active
14 duty (except members of reserve components provided for
15 elsewhere), cadets, and aviation cadets; \$12,278,300,000.

16 MILITARY PERSONNEL, NAVY

17 For pay, allowances, individual clothing, subsistence, in-
18 terest on deposits, gratuities, permanent change of station
19 travel (including all expenses thereof for organizational
20 movements), and expenses of temporary duty travel between
21 permanent duty stations, for members of the Navy on active
22 duty (except members of the Reserve provided for else-
23 where), midshipmen, and aviation cadets; \$8,807,520,000.

1 **MILITARY PERSONNEL, MARINE CORPS**

2 For pay, allowances, individual clothing, subsistence, in-
3 terest on deposits, gratuities, permanent change of station
4 travel (including all expenses thereof for organizationl move-
5 ments), and expenses of temporary duty travel between per-
6 manent duty stations, for members of the Marine Corps on
7 active duty (except members of the Reserve provided for
8 elsewhere); \$2,703,970,000.

9 **MILITARY PERSONNEL, AIR FORCE**

10 For pay, allowances, individual clothing, subsistence, in-
11 terest on deposits, gratuities, permanent change of station
12 travel (including all expenses thereof for organizational
13 movements), and expenses of temporary duty travel between
14 permanent duty stations, for members of the Air Force on
15 active duty (except members of reserve components provided
16 for elsewhere), cadets, and aviation cadets; \$10,209,920,000.

17 **RESERVE PERSONNEL, ARMY**

18 For pay, allowances, clothing, subsistence, gratuities,
19 travel, and related expenses for personnel of the Army Re-
20 serve on active duty under sections 265, 3019, and 3033 of
21 title 10, United States Code, or while serving on active duty
22 under section 672(d) of title 10, United States Code, in con-
23 nection with performing duty specified in section 678(a) of
24 title 10, United States Code, or while undergoing reserve
25 training, or while performing drills or equivalent duty or

1 other duty, and for members of the Reserve Officers' Train-
2 ing Corps, and expenses authorized by section 2131 of title
3 10, United States Code, as authorized by law;
4 \$962,500,000.

5 RESERVE PERSONNEL, NAVY

6 For pay, allowances, clothing, subsistence, gratuities,
7 travel, and related expenses for personnel of the Naval Re-
8 serve on active duty under section 265 of title 10, United
9 States Code, or personnel while serving on active duty under
10 section 672(d) of title 10, United States Code, in connection
11 with performing duty specified in section 678(a) of title 10,
12 United States Code, or while undergoing reserve training, or
13 while performing drills or equivalent duty, and for members
14 of the Reserve Officers' Training Corps, and expenses au-
15 thorized by section 2131 of title 10, United States Code, as
16 authorized by law; \$346,420,000: *Provided*, That funds
17 made available for fiscal year 1982 for "Reserve Personnel,
18 Navy" may be transferred to the appropriation Reserve Per-
19 sonnel, Navy for fiscal year 1979, in such amounts as may be
20 needed, but not to exceed \$100,000 to liquidate obligations
21 incurred and chargeable to that account.

22 RESERVE PERSONNEL, MARINE CORPS

23 For pay, allowances, clothing, subsistence, gratuities,
24 travel, and related expenses for personnel of the Marine
25 Corps Reserve on active duty under section 265 of title 10,

1 United States Code, or while serving on active duty under
2 section 672(d) of title 10, United States Code, in connection
3 with performing duty specified in section 678(a) of title 10,
4 United States Code, or while undergoing reserve training, or
5 while performing drills or equivalent duty, and for members
6 of the Marine Corps platoon leaders class, and expenses au-
7 thorized by section 2131 of title 10, United States Code, as
8 authorized by law; \$138,120,000.

9 RESERVE PERSONNEL, AIR FORCE

10 For pay, allowances, clothing, subsistence, gratuities,
11 travel, and related expenses for personnel of the Air Force
12 Reserve on active duty under sections 265, 8019, and 8033
13 of title 10, United States Code, or while serving on active
14 duty under section 672(d) of title 10, United States Code, in
15 connection with performing duty specified in section 678(a) of
16 title 10, United States Code, or while undergoing reserve
17 training, or while performing drills or equivalent duty or
18 other duty, and for members of the Air Reserve Officers'
19 Training Corps, and expenses authorized by section 2131 of
20 title 10, United States Code, as authorized by law;
21 \$291,548,000.

22 NATIONAL GUARD PERSONNEL, ARMY

23 For pay, allowances, clothing, subsistence, gratuities,
24 travel, and related expenses for personnel of the Army Na-
25 tional Guard while on duty under sections 265, 3033, or

1 3496 of title 10 or section 708 of title 32, United States
2 Code, or while serving on active duty under section 672(d) of
3 title 10 or section 502(f) of title 32, United States Code, in
4 connection with performing duty specified in section 678(a) of
5 title 10, United States Code, or while undergoing training, or
6 while performing drills or equivalent duty or other duty, and
7 expenses authorized by section 2131 of title 10, United
8 States Code, as authorized by law; \$1,287,600,000.

9 NATIONAL GUARD PERSONNEL, AIR FORCE

10 For pay, allowances, clothing, subsistence, gratuities,
11 travel, and related expenses for personnel of the Air National
12 Guard on duty under sections 265, 8033, or 8496 of title 10
13 or section 708 of title 32, United States Code, or while serv-
14 ing on active duty under section 672(d) of title 10 or section
15 502(f) of title 32, United States Code, in connection with
16 performing duty specified in section 678(a) of title 10, United
17 States Code, or while undergoing training, or while perform-
18 ing drills or equivalent duty or other duty, and expenses au-
19 thorized by section 2131 of title 10, United States Code, as
20 authorized by law; \$421,392,000.

21 TITLE II

22 RETIRED MILITARY PERSONNEL

23 RETIRED PAY, DEFENSE

24 For retired pay and retirement pay, as authorized by
25 law, of military personnel on the retired lists of the Army,

1 Navy, Marine Corps, and Air Force, including the reserve
2 components thereof, retainer pay for personnel of the Inac-
3 tive Fleet Reserve, and payments under section 4 of Public
4 Law 92-425 and chapter 73 of title 10, United States Code;
5 \$14,931,815,000.

6 TITLE III

7 OPERATION AND MAINTENANCE

8 OPERATION AND MAINTENANCE, ARMY

9 For expenses, not otherwise provided for, necessary for
10 the operation and maintenance of the Army, as authorized by
11 law; and not to exceed \$5,400,000 can be used for emergen-
12 cies and extraordinary expenses, to be expended on the ap-
13 proval or authority of the Secretary of the Army, and pay-
14 ments may be made on his certificate of necessity for confi-
15 dential military purposes; \$14,788,712,000, of which not less
16 than \$898,600,000 shall be available only for the mainte-
17 nance of real property facilities.

18 ARMY STOCK FUND

19 For the Army stock fund, \$163,300,000.

20 OPERATION AND MAINTENANCE, NAVY

21 For expenses, not otherwise provided for, necessary for
22 the operation and maintenance of the Navy and the Marine
23 Corps, as authorized by law; and not to exceed \$1,899,000
24 can be used for emergencies and extraordinary expenses, to
25 be expended on the approval or authority of the Secretary of

1 the Navy, and payments may be made on his certificate of
2 necessity for confidential military purposes;
3 \$19,258,970,000, of which not less than \$646,500,000 shall
4 be available only for the maintenance of real property facili-
5 ties: *Provided*, That of the total amount of this appropriation
6 made available for the alteration, overhaul, and repair of
7 naval vessels, not more than \$2,800,000,000 shall be availa-
8 ble for the performance of such work in Navy shipyards: *Pro-*
9 *vided further*, That not less than \$3,699,700,000 of this ap-
10 propriation shall be available only for regularly scheduled
11 ship overhauls, restricted availabilities and expenses associat-
12 ed with the installation of equipment, improvements, and
13 modifications scheduled to be accomplished concurrently
14 during an overhaul or restricted availability of which not less
15 than \$24,000,000 shall be available for such work at the
16 Ship Repair Facilities, Guam: *Provided further*, That such
17 amounts of the funds available for work only at the Ship
18 Repair Facilities, Guam, may be used for work in other Navy
19 shipyards in amounts equal to the amount of work placed at
20 the Ship Repair Facilities, Guam, funded from other sources:
21 *Provided further*, That not less than \$59,000,000 shall be
22 available only for payments in support of the LEASAT pro-
23 gram in accordance with the terms of the *Aide Memoire*,
24 dated January 5, 1981.

1 NAVY STOCK FUND

2 For the Navy stock fund, \$5,435,000.

3 OPERATION AND MAINTENANCE, MARINE CORPS

4 For expenses, not otherwise provided for, necessary for
5 the operation and maintenance of the Marine Corps, as au-
6 thorized by law; \$1,169,240,000, of which not less than
7 \$176,800,000 shall be available only for the maintenance of
8 real property facilities.

9 MARINE CORPS STOCK FUND

10 For the Marine Corps stock fund, \$13,334,000.

11 OPERATION AND MAINTENANCE, AIR FORCE

12 For expenses, not otherwise provided for, necessary for
13 the operation and maintenance of the Air Force, as author-
14 ized by law; and not to exceed \$4,091,000 can be used for
15 emergencies and extraordinary expenses, to be expended on
16 the approval or authority of the Secretary of the Air Force,
17 and payments may be made on his certificate of necessity
18 for confidential military purposes; \$15,895,276,000, of
19 which not less than \$46,800,000 shall be available only for
20 the installation of modification kits into KC-135 aircraft, and
21 not less than \$1,000,300,000 shall be available only for the
22 maintenance of real property facilities.

23 AIR FORCE STOCK FUND

24 For the Air Force stock fund, \$67,800,000.

1 OPERATION AND MAINTENANCE, DEFENSE AGENCIES

2 For expenses, not otherwise provided for, necessary for
3 the operation and maintenance of activities and agencies of
4 the Department of Defense (other than the military depart-
5 ments), as authorized by law; \$4,941,470,000: *Provided*,
6 That not to exceed \$5,812,000 can be used for emergencies
7 and extraordinary expenses, to be expended on the approval
8 or authority of the Secretary of Defense, and payments may
9 be made on his certificate of necessity for confidential mili-
10 tary purposes: *Provided further*, That not less than
11 \$72,400,000 of the total amount of this appropriation shall
12 be available only for the maintenance of real property facili-
13 ties.

14 DEFENSE STOCK FUND

15 For the Defense stock fund, \$59,000,000.

16 OPERATION AND MAINTENANCE, ARMY RESERVE

17 For expenses, not otherwise provided for, necessary for
18 the operation and maintenance, including training, organiza-
19 tion, and administration, of the Army Reserve; repair of facil-
20 ities and equipment; hire of passenger motor vehicles; travel
21 and transportation; care of the dead; recruiting; procurement
22 of services, supplies, and equipment; and communications;
23 \$661,635,000, of which not less than \$39,000,000 shall be
24 available only for the maintenance of real property facilities.

1 OPERATION AND MAINTENANCE, NAVY RESERVE

2 For expenses, not otherwise provided for, necessary for
3 the operation and maintenance, including training, organiza-
4 tion, and administration, of the Navy Reserve; repair of facil-
5 ities and equipment; hire of passenger motor vehicles; travel
6 and transportation; care of the dead; recruiting; procurement
7 of services, supplies, and equipment; and communications;
8 \$585,540,000, of which not less than \$28,200,000 shall be
9 available only for the maintenance of real property facilities.

10 OPERATION AND MAINTENANCE, MARINE CORPS

11 RESERVE

12 For expenses, not otherwise provided for, necessary for
13 the operation and maintenance, including training, organiza-
14 tion, and administration, of the Marine Corps Reserve; repair
15 of facilities and equipment; hire of passenger motor vehicles;
16 travel and transportation; care of the dead; recruiting; pro-
17 curement of services, supplies, and equipment; and communi-
18 cations; \$40,299,000, of which not less than \$1,400,000
19 shall be available only for the maintenance of real property
20 facilities.

21 OPERATION AND MAINTENANCE, AIR FORCE RESERVE

22 For expenses, not otherwise provided for, necessary for
23 the operation and maintenance, including training, organiza-
24 tion, and administration, of the Air Force Reserve; repair of
25 facilities and equipment; hire of passenger motor vehicles;

1 travel and transportation; care of the dead; recruiting; pro-
2 curement of services, supplies, and equipment; and communi-
3 cations; \$668,454,000, of which not less than \$15,300,000
4 shall be available only for the maintenance of real property
5 facilities.

6 OPERATION AND MAINTENANCE, ARMY NATIONAL GUARD

7 For expenses of training, organizing, and administering
8 the Army National Guard, including medical and hospital
9 treatment and related expenses in non-Federal hospitals;
10 maintenance, operation, and repairs to structures and facili-
11 ties; hire of passenger motor vehicles; personnel services in
12 the National Guard Bureau; travel expenses (other than mile-
13 age), as authorized by law for Army personnel on active
14 duty, for Army National Guard division, regimental, and bat-
15 talion commanders while inspecting units in compliance with
16 National Guard regulations when specifically authorized by
17 the Chief, National Guard Bureau; supplying and equipping
18 the Army National Guard as authorized by law; and ex-
19 penses of repair, modification, maintenance, and issue of sup-
20 plies and equipment (including aircraft); \$1,087,250,000, of
21 which not less than \$27,000,000 shall be available only for
22 the maintenance of real property facilities.

23 OPERATION AND MAINTENANCE, AIR NATIONAL GUARD

24 For operation and maintenance of the Air National
25 Guard, including medical and hospital treatment and related

1 expenses in non-Federal hospitals; maintenance, operation,
2 repair, and other necessary expenses of facilities for the
3 training and administration of the Air National Guard, in-
4 cluding repair of facilities, maintenance, operation, and modi-
5 fication of aircraft; transportation of things; hire of passenger
6 motor vehicles; supplies, materials, and equipment, as au-
7 thorized by law for the Air National Guard; and expenses
8 incident to the maintenance and use of supplies, materials,
9 and equipment, including such as may be furnished from
10 stocks under the control of agencies of the Department of
11 Defense; travel expenses (other than mileage) on the same
12 basis as authorized by law for Air National Guard personnel
13 on active Federal duty, for Air National Guard commanders
14 while inspecting units in compliance with National Guard
15 regulations when specifically authorized by the Chief, Na-
16 tional Guard Bureau; \$1,643,818,000, of which not less than
17 \$37,300,000 shall be available only for the maintenance of
18 real property facilities.

19 NATIONAL BOARD FOR THE PROMOTION OF RIFLE
20 PRACTICE, ARMY

21 For the necessary expenses, in accordance with law, for
22 construction, equipment, and maintenance of rifle ranges; the
23 instruction of citizens in marksmanship; the promotion of rifle
24 practice; and the travel of rifle teams, military personnel, and
25 individuals attending regional, national, and international

1 competitions; \$845,000, of which not to exceed \$7,500 shall
2 be available for incidental expenses of the National Board;
3 and from other funds provided in this Act, not to exceed
4 \$340,000 worth of ammunition may be issued under authori-
5 ty of title 10, United States Code, section 4311: *Provided,*
6 That competitors at national matches under title 10, United
7 States Code, section 4312, may be paid subsistence and
8 travel allowances in excess of the amounts provided under
9 title 10, United States Code, section 4313.

10 CLAIMS, DEFENSE

11 For payment, not otherwise provided for, of claims au-
12 thorized by law to be paid by the Department of Defense
13 (except for civil functions), including claims for damages aris-
14 ing under training contracts with carriers, and repayment of
15 amounts determined by the Secretary concerned, or officers
16 designated by him, to have been erroneously collected from
17 military and civilian personnel of the Department of Defense,
18 or from States, territories, or the District of Columbia, or
19 members of the National Guard units thereof; \$155,700,000.

20 COURT OF MILITARY APPEALS, DEFENSE

21 For salaries and expenses necessary for the United
22 States Court of Military Appeals; \$2,607,000, and not to
23 exceed \$1,500 can be used for official representation pur-
24 poses.

15

1 TITLE IV

2 PROCUREMENT

3 AIRCRAFT PROCUREMENT, ARMY

4 For construction, procurement, production, modification,
5 and modernization of aircraft, equipment, including ordnance,
6 ground handling equipment, spare parts, and accessories
7 therefor; specialized equipment and training devices; expan-
8 sion of public and private plants, including the land necessary
9 therefor, without regard to section 4774, title 10, United
10 States Code, for the foregoing purposes, and such lands and
11 interests therein, may be acquired, and construction prosecut-
12 ed thereon prior to approval of title as required by section
13 355, Revised Statutes, as amended; and procurement and in-
14 stallation of equipment, appliances, and machine tools in
15 public and private plants; reserve plant and Government and
16 contractor-owned equipment layaway; and other expenses
17 necessary for the foregoing purposes; \$1,775,100,000, to
18 remain available for obligation until September 30, 1984.

19 MISSILE PROCUREMENT, ARMY

20 For construction, procurement, production, modification,
21 and modernization of missiles, equipment, including ord-
22 nance, ground handling equipment, spare parts, and accesso-
23 ries therefor; specialized equipment and training devices; ex-
24 pansion of public and private plants, including the land neces-
25 sary therefor, without regard to section 4774, title 10,

1 United States Code, for the foregoing purposes, and such
2 lands and interests therein, may be acquired, and construc-
3 tion prosecuted thereon prior to approval of title as required
4 by section 355, Revised Statutes, as amended; and procure-
5 ment and installation of equipment, appliances, and machine
6 tools in public and private plants; reserve plant and Govern-
7 ment and contractor-owned equipment layaway; and other
8 expenses necessary for the foregoing purposes;
9 \$2,131,200,000, to remain available for obligation until Sep-
10 tember 30, 1984.

11 PROCUREMENT OF WEAPONS AND TRACKED COMBAT
12 VEHICLES, ARMY

13 For construction, procurement, production, and modifi-
14 cation of weapons and tracked combat vehicles, equipment,
15 including ordnance, spare parts, and accessories therefor;
16 specialized equipment and training devices; expansion of
17 public and private plants, including the land necessary there-
18 for, without regard to section 4774, title 10, United States
19 Code, for the foregoing purposes, and such lands and inter-
20 ests therein may be acquired, and construction prosecuted
21 thereon prior to approval of title as required by section 355,
22 Revised Statutes, as amended; and procurement and installa-
23 tion of equipment, appliances, and machine tools in public
24 and private plants; reserve plant and Government and con-
25 tractor-owned equipment layaway; and other expenses neces-

1 sary for the foregoing purposes; \$3,806,200,000, of which
2 \$1,900,000 shall be available only for the continued testing
3 and evaluation of 9 mm handguns without delay, to remain
4 available for obligation until September 30, 1984.

5 PROCUREMENT OF AMMUNITION, ARMY

6 For construction, procurement, production, and modifi-
7 cation of ammunition, and accessories therefor; specialized
8 equipment and training devices; expansion of public and pri-
9 vate plants, including ammunition facilities authorized in mil-
10 itary construction authorization Acts or authorized by section
11 2673, title 10, United States Code, and the land necessary
12 therefor, without regard to section 4774, title 10, United
13 States Code, for the foregoing purposes, and such lands and
14 interests therein, may be acquired, and construction prosecut-
15 ed thereon prior to approval of title as required by section
16 355, Revised Statutes, as amended; and procurement and in-
17 stallation of equipment, appliances, and machine tools in
18 public and private plants; reserve plant and Government and
19 contractor-owned equipment layaway; and other expenses
20 necessary for the foregoing purposes; \$2,350,900,000, to
21 remain available for obligation until September 30, 1984.

22 OTHER PROCUREMENT, ARMY

23 For construction, procurement, production, and modifi-
24 cation of vehicles, including tactical, support (including not to
25 exceed 14 vehicles required for physical security of personnel

1 notwithstanding price limitations applicable to passenger car-
2 rying vehicles but not to exceed \$100,000 per vehicle), and
3 nontracked combat vehicles; the purchase of not to exceed
4 two thousand seven hundred and fifteen passenger motor ve-
5 hicles for replacement only; communications and electronic
6 equipment; other support equipment; spare parts, ordnance
7 and accessories therefor; specialized equipment and training
8 devices; expansion of public and private plants, including the
9 land necessary therefor, without regard to section 4774, title
10 10, United States Code, for the foregoing purposes, and such
11 lands and interests therein, may be acquired, and construc-
12 tion prosecuted thereon prior to approval of title as required
13 by section 355, Revised Statutes, as amended; and procure-
14 ment and installation of equipment, appliances, and machine
15 tools in public and private plants; reserve plant and Govern-
16 ment and contractor-owned equipment layaway; and other
17 expenses necessary for the foregoing purposes;
18 \$3,804,300,000, to remain available for obligation until Sep-
19 tember 30, 1984.

20 AIRCRAFT PROCUREMENT, NAVY

21 For construction, procurement, production, modification,
22 and modernization of aircraft, equipment including ordnance,
23 spare parts, and accessories therefor; specialized equipment;
24 expansion of public and private plants, including the land
25 necessary therefor, and such lands and interests therein, may

1 be acquired, and construction prosecuted thereon prior to ap-
2 proval of title as required by section 355, Revised Statutes,
3 as amended; and procurement and installation of equipment,
4 appliances, and machine tools in public and private plants;
5 reserve plant and Government and contractor-owned equip-
6 ment layaway; \$8,946,800,000, of which \$37,000,000 shall
7 be available only for purchase of C-2 aircraft under a mul-
8 tiyear contract, to remain available for obligation until Sep-
9 tember 30, 1984.

10 WEAPONS PROCUREMENT, NAVY

11 For construction, procurement, production, modification,
12 and modernization of missiles, torpedoes, other weapons, and
13 related support equipment including spare parts, and accesso-
14 ries therefor; expansion of public and private plants, including
15 the land necessary therefor, and such lands and interests
16 therein, may be acquired, and construction prosecuted there-
17 on prior to approval of title as required by section 355, Re-
18 vised Statutes, as amended; and procurement and installation
19 of equipment, appliances, and machine tools in public and
20 private plants; reserve plant and Government and contractor-
21 owned equipment layaway; \$3,196,100,000, to remain avail-
22 able for obligation until September 30, 1984.

1 SHIPBUILDING AND CONVERSION, NAVY

2 (INCLUDING TRANSFER OF FUNDS)

3 For expenses necessary for the construction, acquisition,
4 or conversion of vessels as authorized by law, including
5 armor and armament thereof, plant equipment, appliances,
6 and machine tools and installation thereof in public and pri-
7 vate plants; reserve plant and Government and contractor-
8 owned equipment layaway; procurement of critical, long
9 leadtime components and designs for vessels to be construct-
10 ed or converted in the future; and expansion of public and
11 private plants, including land necessary therefor, and such
12 lands and interests therein, may be acquired, and construc-
13 tion prosecuted thereon prior to approval of title as required
14 by section 355, Revised Statutes, as amended, as follows: for
15 the Trident submarine program, \$230,700,000; for the CVN
16 aircraft carrier program, \$475,000,000; for the SSN-688
17 nuclear attack submarine program, \$1,167,000,000; for the
18 reactivation of the U.S.S. New Jersey, \$237,000,000; for
19 the reactivation of the U.S.S. Iowa, \$88,000,000; for the
20 aircraft carrier service life extension program, \$81,000,000;
21 for the CG-47 AEGIS cruiser program, \$2,929,300,000; for
22 the LSD-41 landing ship dock program, \$301,000,000; for
23 the FFG guided missile frigate program, \$926,100,000; for
24 the MCM mine countermeasures ship program, \$99,700,000;
25 for the T-AO fleet oiler ship program, \$200,000,000; for the

1 T-AGOS SURTASS ship program, \$156,500,000; for the
2 ARS salvage ship program, \$135,500,000; for the T-AKRX
3 fast logistics ship program, \$184,000,000; for the T-AFS
4 Lyness conversion program, \$37,000,000; for craft, outfit-
5 ting, post delivery, cost growth, and escalation on prior year
6 programs, \$538,700,000; and in addition, \$73,100,000 of
7 which \$15,100,000 shall be derived by transfer from the
8 "Trident submarine program" of "Shipbuilding and Conver-
9 sion, Navy 1979/1983", and \$58,000,000 shall be derived
10 by transfer from the "maritime prepositioning ship pro-
11 grams" of "Shipbuilding and Conversion, Navy, 1981/
12 1985"; and reductions in the amounts, as follows:
13 \$12,000,000 for inflation offsets; \$13,700,000 for consultant,
14 studies and analyses; and \$11,900,000 for Army Guard and
15 Reserve equipment transfer; in all: \$7,748,900,000, and in
16 addition, \$73,100,000 to be derived by transfer, to remain
17 available for obligation until September 30, 1986: *Provided*,
18 That none of the funds herein provided for the construction
19 or conversion of any naval vessel to be constructed in ship-
20 yards in the United States shall be expended in foreign ship-
21 yards for the construction of major components of the hull or
22 superstructure of such vessel: *Provided further*, That none of
23 the funds herein provided shall be used for the construction of
24 any naval vessel in foreign shipyards.

1 OTHER PROCUREMENT, NAVY

2 For procurement, production, and modernization of sup-
3 port equipment and materials not otherwise provided for,
4 Navy ordnance and ammunition (except ordnance for new
5 aircraft, new ships, and ships authorized for conversion); the
6 purchase of not to exceed three hundred and four passenger
7 motor vehicles for replacement only; expansion of public and
8 private plants, including the land necessary therefor, and
9 such lands and interests therein, may be acquired, and con-
10 struction prosecuted thereon prior to approval of title as re-
11 quired by section 355, Revised Statutes, as amended; and
12 procurement and installation of equipment, appliances, and
13 machine tools in public and private plants; reserve plant and
14 Government and contractor-owned equipment layaway;
15 \$3,692,177,000, to remain available for obligation until Sep-
16 tember 30, 1984.

17 PROCUREMENT, MARINE CORPS

18 For expenses necessary for the procurement, manufac-
19 ture, and modification of missiles, armament, ammunition,
20 military equipment, spare parts, and accessories therefor;
21 plant equipment, appliances, and machine tools, and installa-
22 tion thereof in public and private plants; reserve plant and
23 Government and contractor-owned equipment layaway; and
24 vehicles for the Marine Corps, including purchase of not to
25 exceed one hundred and nine passenger motor vehicles for

1 replacement only; \$1,682,556,000, to remain available for
2 obligation until September 30, 1984.

3 AIRCRAFT PROCUREMENT, AIR FORCE

4 For construction, procurement, and modification of air-
5 craft and equipment, including armor and armament, special-
6 ized ground handling equipment, and training devices, spare
7 parts, and accessories therefor; specialized equipment; expan-
8 sion of public and private plants, Government-owned equip-
9 ment and installation thereof in such plants, erection of struc-
10 tures, and acquisition of land without regard to section 9774
11 of title 10, United States Code, for the foregoing purposes,
12 and such lands and interests therein, may be acquired, and
13 construction prosecuted thereon prior to the approval of title
14 as required by section 355, Revised Statutes, as amended;
15 reserve plant and Government and contractor-owned equip-
16 ment layaway; and other expenses necessary for the forego-
17 ing purposes including rents and transportation of things;
18 \$13,957,598,000, of which \$1,817,600,000 shall be availa-
19 ble only for purchase of F-16 aircraft under a multiyear con-
20 tract, \$103,500,000 shall be available only for the procure-
21 ment of B-707 aircraft to provide for engines and parts to re-
22 engine KC-135 aircraft, \$121,700,000 shall be available
23 only for the procurement of A-7K aircraft only if such pro-
24 curement is authorized in the Department of Defense Au-
25 thorization Act, 1982, and \$334,300,000 shall be available

1 for contribution of the United States share of the cost of the
2 acquisition by the North Atlantic Treaty Organization of an
3 Airborne Early Warning and Control System (AWACS) and,
4 in addition, the Department of Defense may make a commit-
5 ment to the North Atlantic Treaty Organization to assume
6 the United States share of contingent liability in connection
7 with the NATO E-3A Cooperative Programme, to remain
8 available for obligation until September 30, 1984.

9 MISSILE PROCUREMENT, AIR FORCE

10 For construction, procurement, and modification of mis-
11 siles, spacecraft, rockets, and related equipment, including
12 spare parts and accessories therefor, ground handling equip-
13 ment, and training devices; expansion of public and private
14 plants, Government-owned equipment and installation there-
15 of in such plants, erection of structures, and acquisition of
16 land without regard to section 9774 of title 10, United States
17 Code, for the foregoing purposes, and such lands and inter-
18 ests therein, may be acquired and construction prosecuted
19 thereon prior to the approval of title as required by section
20 355, Revised Statutes, as amended; reserve plant and Gov-
21 ernment and contractor-owned equipment layaway; and other
22 expenses necessary for the foregoing purposes including rents
23 and transportation of things; \$4,546,550,000, to remain
24 available for obligation until September 30, 1984.

25

1 OTHER PROCUREMENT, AIR FORCE

2 (INCLUDING TRANSFER OF FUNDS)

3 For procurement and modification of equipment (includ-
4 ing ground guidance and electronic control equipment, and
5 ground electronic and communication equipment), and sup-
6 plies, materials, and spare parts therefor, not otherwise pro-
7 vided for; the purchase of not to exceed nine hundred and
8 sixty-one passenger motor vehicles for replacement only; and
9 expansion of public and private plants, Government-owned
10 equipment and installation thereof in such plants, erection of
11 structures, and acquisition of land without regard to section
12 9774 of title 10, United States Code, for the foregoing pur-
13 poses, and such lands and interests therein, may be acquired,
14 and construction prosecuted thereon, prior to the approval of
15 title as required by section 355, Revised Statutes, as amend-
16 ed; reserve plant and Government and contractor-owned
17 equipment layaway; \$5,379,288,000, and in addition,
18 \$800,000 which shall be derived by transfer from "Other
19 procurement, Air Force, 1981/1983", of which \$67,200,000
20 shall be available only for purchase of AN/TRC-170 radios
21 under a multiyear contract and for related support, to remain
22 available for obligation until September 30, 1984.

23 PROCUREMENT, DEFENSE AGENCIES

24 For expenses of activities and agencies of the Depart-
25 ment of Defense (other than the military departments) neces-

J. 72-497-0-4

1 sary for procurement, production, and modification of equip-
2 ment, supplies, materials, and spare parts therefor, not other-
3 wise provided for; the purchase of not to exceed three hun-
4 dred and eighty-eight passenger motor vehicles of which two
5 hundred and forty-three shall be for replacement only; expan-
6 sion of public and private plants, equipment, and installation
7 thereof in such plants, erection of structures, and acquisition
8 of land for the foregoing purposes, and such lands and inter-
9 ests therein, may be acquired, and construction prosecuted
10 thereon prior to the approval of title as required by section
11 355, Revised Statutes, as amended; reserve plant and Gov-
12 ernment and contractor-owned equipment layaway;
13 \$511,500,000, to remain available for obligation until Sep-
14 tember 30, 1984.

15 TITLE V

16 RESEARCH, DEVELOPMENT, TEST, AND

17 EVALUATION

18 RESEARCH, DEVELOPMENT, TEST, AND EVALUATION,

19 ARMY

20 For expenses necessary for basic and applied scientific
21 research, development, test, and evaluation, including main-
22 tenance, rehabilitation, lease, and operation of facilities and
23 equipment, as authorized by law; \$3,577,119,000, to remain
24 available for obligation until September 30, 1983.

27

1 RESEARCH, DEVELOPMENT, TEST, AND EVALUATION,
2 NAVY

3 For expenses necessary for basic and applied scientific
4 research, development, test, and evaluation, including main-
5 tenance, rehabilitation, lease, and operation of facilities and
6 equipment, as authorized by law; \$5,518,545,000, to remain
7 available for obligation until September 30, 1983.

8 RESEARCH, DEVELOPMENT, TEST, AND EVALUATION,
9 AIR FORCE

10 For expenses necessary for basic and applied scientific
11 research, development, test, and evaluation, including main-
12 tenance, rehabilitation, lease, and operation of facilities and
13 equipment, as authorized by law; \$6,553,010,000, to remain
14 available for obligation until September 30, 1983.

15 RESEARCH, DEVELOPMENT, TEST, AND EVALUATION,
16 DEFENSE AGENCIES

17 For expenses of activities and agencies of the Depart-
18 ment of Defense (other than the military departments), neces-
19 sary for basic and applied scientific research, development,
20 test, and evaluation; advanced research projects as may be
21 designated and determined by the Secretary of Defense, pur-
22 suant to law; maintenance, rehabilitation, lease, and oper-
23 ation of facilities and equipment, as authorized by law;
24 \$1,613,204,000, to remain available for obligation until Sep-
25 tember 30, 1983: *Provided*, That such amounts as may be

1 determined by the Secretary of Defense to have been made
2 available in other appropriations available to the Department
3 of Defense during the current fiscal year for programs related
4 to advanced research may be transferred to and merged with
5 this appropriation to be available for the same purposes and
6 time period: *Provided further*, That such amounts of this ap-
7 propriation as may be determined by the Secretary of De-
8 fense may be transferred to carry out the purposes of ad-
9 vanced research to those appropriations for military functions
10 under the Department of Defense which are being utilized for
11 related programs to be merged with and to be available for
12 the same time period as the appropriation to which trans-
13 ferred.

14 DIRECTOR OF TEST AND EVALUATION, DEFENSE

15 For expenses, not otherwise provided for, of independ-
16 ent activities of the Director of Defense Test and Evaluation
17 in the direction and supervision of test and evaluation, includ-
18 ing initial operational testing and evaluation; and perform-
19 ance of joint testing and evaluation; and administrative ex-
20 penses in connection therewith; \$53,000,000, to remain
21 available for obligation until September 30, 1983.

22 TITLE VI

23 SPECIAL FOREIGN CURRENCY PROGRAM

24 For payment in foreign currencies which the Treasury
25 Department determines to be excess to the normal require-

1 ments of the United States for expenses in carrying out pro-
2 grams of the Department of Defense, as authorized by law;
3 \$3,083,000, to remain available for obligation until Septem-
4 ber 30, 1983: *Provided*, That this appropriation shall be
5 available in addition to other appropriations to such Depart-
6 ment, for payments in the foregoing currencies.

7 TITLE VII

8 GENERAL PROVISIONS

9 SEC. 701. The expenditure of any appropriation under
10 this Act for any consulting service through procurement con-
11 tract, pursuant to 5 U.S.C 3109, shall be limited to those
12 contracts where such expenditures are a matter of public
13 record and available for public inspection, except where oth-
14 erwise provided under existing law, or under existing Execu-
15 tive order issued pursuant to existing law.

16 SEC. 702. No part of any appropriation contained in this
17 Act shall be used for publicity or propaganda purposes not
18 authorized by the Congress.

19 SEC. 703. During the current fiscal year, the Secretary
20 of Defense and the Secretaries of the Army, Navy, and Air
21 Force, respectively, if they should deem it advantageous to
22 the national defense, and if in their opinions the existing facil-
23 ities of the Department of Defense are inadequate, are au-
24 thorized to procure services in accordance with section 3109
25 of title 5, United States Code, under regulations prescribed

1 by the Secretary of Defense, and to pay in connection there-
2 with travel expenses of individuals, including actual transpor-
3 tation and per diem in lieu of subsistence while traveling from
4 their homes or places of business to official duty stations and
5 return as may be authorized by law: *Provided*, That such
6 contracts may be renewed annually.

7 Sec. 704. During the current fiscal year, provisions of
8 law prohibiting the payment of compensation to, or employ-
9 ment of, any person not a citizen of the United States shall
10 not apply to personnel of the Department of Defense.

11 SEC. 705. Appropriations contained in this Act shall be
12 available for insurance of official motor vehicles in foreign
13 countries, when required by laws of such countries; payments
14 in advance of expenses determined by the investigating offi-
15 cer to be necessary and in accord with local custom for con-
16 ducting investigations in foreign countries incident to matters
17 relating to the activities of the department concerned; reim-
18 bursement to General Services Administration for security
19 guard services for protection of confidential files; and all nec-
20 essary expenses, at the seat of government of the United
21 States of America or elsewhere, in connection with communi-
22 cation and other services and supplies as may be necessary to
23 carry out the purposes of this Act.

24 SEC. 706. Any appropriation available to the Army,
25 Navy, or Air Force may, under such regulations as the Sec-

1 retary concerned may prescribe, be used for expenses inci-
2 dent to the maintenance, pay, and allowances of prisoners of
3 war, other persons in Army, Navy, or Air Force custody
4 whose status is determined by the Secretary concerned to be
5 similar to prisoners of war, and persons detained in such cus-
6 tody pursuant to Presidential proclamation.

7 SEC. 707. Appropriations available to the Department
8 of Defense for the current fiscal year for maintenance or con-
9 struction shall be available for acquisition of land or interest
10 therein as authorized by section 2672 or 2675 of title 10,
11 United States Code.

12 SEC. 708. Appropriations for the Department of De-
13 fense for the current fiscal year shall be available (a) for
14 transportation to primary and secondary schools of minor de-
15 pendants of military and civilian personnel of the Department
16 of Defense as authorized for the Navy by section 7204 of title
17 10, United States Code; (b) for expenses in connection with
18 administration of occupied areas; (c) for payment of rewards
19 as authorized for the Navy by section 7209(a) of title 10,
20 United States Code, for information leading to the discovery
21 of missing naval property or the recovery thereof; (d) for pay-
22 ment of deficiency judgments and interests thereon arising
23 out of condemnation proceedings; (e) for leasing of buildings
24 and facilities including payment of rentals for special purpose
25 space at the seat of government, and in the conduct of field

1 exercises and maneuvers or, in administering the provisions
2 of title 43, United States Code, section 315q, rentals may be
3 paid in advance; (f) payments under contracts for mainte-
4 nance of tools and facilities for twelve months beginning at
5 any time during the fiscal year; (g) maintenance of defense
6 access roads certified as important to national defense in ac-
7 cordance with section 210 of title 23, United States Code; (h)
8 for the purchase of milk for enlisted personnel of the Depart-
9 ment of Defense heretofore made available pursuant to sec-
10 tion 1446a, title 7, United States Code, and the cost of milk
11 so purchased, as determined by the Secretary of Defense,
12 shall be included in the value of the commuted ration; (i)
13 transporting civilian clothing to the home of record of selec-
14 tive service inductees and recruits on entering the military
15 services; (j) payments under leases for real or personal prop-
16 erty, including maintenance thereof when contracted for as a
17 part of the lease agreement, for twelve months beginning at
18 any time during the fiscal year; (k) pay and allowances of not
19 to exceed nine persons, including personnel detailed to Inter-
20 national Military Headquarters and Organizations, at rates
21 provided for under section 625(d)(1) of the Foreign Assist-
22 ance Act of 1961, as amended; (l) the purchase of right-hand-
23 drive vehicles not to exceed \$12,000 per vehicle; (m) for pay-
24 ments for depot maintenance contracts for twelve months be-
25 ginning at any time during the fiscal year; (n) for payment of

1 unusual cost overruns incident to ship overhaul, maintenance,
2 and repair for ships inducted into industrial fund activities or
3 contracted for in prior fiscal years: *Provided*, That the Secre-
4 tary of Defense shall notify the Congress promptly prior to
5 obligation of any such payments; and (o) for payments from
6 annual appropriations to industrial fund activities and/or
7 under contract for changes in scope of ship overhaul, mainte-
8 nance, and repair after expiration of such appropriations, for
9 such work either inducted into the industrial fund activity or
10 contracted for in that fiscal year.

11 SEC. 709. Appropriations for the Department of De-
12 fense for the current fiscal year shall be available for: (a)
13 donations of not to exceed \$25 to each prisoner upon each
14 release from confinement in military or contract prison and to
15 each person discharged for fraudulent enlistment; (b) author-
16 ized issues of articles to prisoners, applicants for enlistment
17 and persons in military custody; (c) subsistence of selective
18 service registrants called for induction, applicants for enlist-
19 ment, prisoners, civilian employees as authorized by law, and
20 supernumeraries when necessitated by emergent military cir-
21 cumstances; (d) reimbursement for subsistence of enlisted
22 personnel while sick in hospitals; (e) expenses of prisoners
23 confined in nonmilitary facilities; (f) military courts, boards,
24 and commissions; (g) utility services for buildings erected at
25 private cost, as authorized by law, and buildings on military

1 reservations authorized by regulations to be used for welfare
2 and recreational purposes; (h) exchange fees, and losses in
3 the accounts of disbursing officers or agents in accordance
4 with law; (i) expenses of Latin American cooperation as au-
5 thorized for the Navy by law (10 U.S.C. 7208); and (j) ex-
6 penses of apprehension and delivery of deserters, prisoners,
7 and members absent without leave, including payment of re-
8 wards of not to exceed \$75 in any one case.

9 SEC. 710. The Secretary of Defense and each purchas-
10 ing and contracting agency of the Department of Defense
11 shall assist American small and minority-owned business to
12 participate equitably in the furnishing of commodities and
13 services financed with funds appropriated under this Act by
14 increasing, to an optimum level, the resources and number of
15 personnel jointly assigned to promoting both small and mi-
16 nority business involvement in purchases financed with funds
17 appropriated herein, and by making available or causing to be
18 made available to such businesses, information, as far in ad-
19 vance as possible, with respect to purchases proposed to be
20 financed with funds appropriated under this Act, and by as-
21 sisting small and minority business concerns to participate
22 equitably as subcontractors on contracts financed with funds
23 appropriated herein, and by otherwise advocating and provid-
24 ing small and minority business opportunities to participate in

1 the furnishing of commodities and services financed with
2 funds appropriated by this Act.

3 SEC. 711. No part of any appropriation contained in this
4 Act shall remain available for obligation beyond the current
5 fiscal year unless expressly so provided herein.

6 SEC. 712. During the current fiscal year no funds avail-
7 able to agencies of the Department of Defense shall be used
8 for the operation, acquisition, or construction of new facilities
9 or equipment for new facilities in the continental limits of the
10 United States for metal scrap bailing or shearing or for melt-
11 ing or sweating aluminum scrap unless the Secretary of De-
12 fense or an Assistant Secretary of Defense designated by him
13 determines, with respect to each facility involved, that the
14 operation of such facility is in the national interest.

15 SEC. 713. (a) During the current fiscal year, the Presi-
16 dent may exempt appropriations, funds, and contract authori-
17 zations, available for military functions under the Depart-
18 ment of Defense, from the provisions of subsection (c) of sec-
19 tion 3679 of the Revised Statutes, as amended, whenever he
20 deems such action to be necessary in the interest of national
21 defense.

22 (b) Upon determination by the President that such
23 action is necessary, the Secretary of Defense is authorized to
24 provide for the cost of an airborne alert as an excepted ex-

1 pense in accordance with the provisions of section 3732 of
2 the Revised Statutes (41 U.S.C. 11).

3 (c) Upon determination by the President that it is neces-
4 sary to increase the number of military personnel on active
5 duty subject to existing laws beyond the number for which
6 funds are provided in this Act, the Secretary of Defense is
7 authorized to provide for the cost of such increased military
8 personnel, as an excepted expense in accordance with the
9 provisions of section 3732 of the Revised Statutes (41 U.S.C.
10 11).

11 (d) The Secretary of Defense shall immediately advise
12 Congress of the exercise of any authority granted in this sec-
13 tion, and shall report monthly on the estimated obligations
14 incurred pursuant to subsections (b) and (c).

15 SEC. 714. No appropriation contained in this Act shall
16 be available in connection with the operation of commissary
17 stores of the agencies of the Department of Defense for the
18 cost of purchase (including commercial transportation in the
19 United States to the place of sale but excluding all transpor-
20 tation outside the United States) and maintenance of operat-
21 ing equipment and supplies, and for the actual or estimated
22 cost of utilities as may be furnished by the Government and
23 of shrinkage, spoilage, and pilferage of merchandise under
24 the control of such commissary stores, except as authorized
25 under regulations promulgated by the Secretaries of the mili-

1 tary departments concerned with the approval of the Secre-
2 tary of Defense, which regulations shall provide for reim-
3 bursement therefor to the appropriations concerned and, not-
4 withstanding any other provision of law, shall provide for the
5 adjustment of the sales prices in such commissary stores to
6 the extent necessary to furnish sufficient gross revenues from
7 sales of commissary stores to make such reimbursement: *Pro-*
8 *vided*, That under such regulations as may be issued pursuant
9 to this section all utilities may be furnished without cost to
10 the commissary stores outside the continental United States
11 and in Alaska: *Provided further*, That no appropriation con-
12 tained in this Act shall be available to pay any costs incurred
13 by any commissary store or other entity acting on behalf of
14 any commissary store in connection with obtaining the face
15 value amount of manufacturer or vendor cents-off discount
16 coupons unless all fees or moneys received for handling or
17 processing such coupons are reimbursed to the appropriation
18 charged with the incurred costs: *Provided further*, That no
19 appropriation contained in this Act shall be available in con-
20 nection with the operation of commissary stores within the
21 continental United States unless the Secretary of Defense
22 has certified that items normally procured from commissary
23 stores are not otherwise available at a reasonable distance
24 and a reasonable price in satisfactory quality and quantity to

1 the military and civilian employees of the Department of De-
2 fense.

3 SEC. 715. No part of the appropriations in this Act shall
4 be available for any expense of operating aircraft under the
5 jurisdiction of the armed forces for the purpose of proficiency
6 flying, as defined in Department of Defense Directive
7 1340.4, except in accordance with regulations prescribed by
8 the Secretary of Defense. Such regulations (1) may not re-
9 quire such flying except that required to maintain proficiency
10 in anticipation of a member's assignment to combat oper-
11 ations and (2) such flying may not be permitted in cases of
12 members who have been assigned to a course of instruction of
13 ninety days or more.

14 SEC. 716. No part of any appropriation contained in this
15 Act shall be available for expense of transportation, packing,
16 crating, temporary storage, drayage, and unpacking of house-
17 hold goods and personal effects in any one shipment having a
18 net weight in excess of thirteen thousand five hundred
19 pounds.

20 SEC. 717. Vessels under the jurisdiction of the Depart-
21 ment of Commerce, the Department of the Army, the De-
22 partment of the Air Force, or the Department of the Navy
23 may be transferred or otherwise made available without re-
24 imbursement to any such agencies upon the request of the

1 head of one agency and the approval of the agency having
2 jurisdiction of the vessels concerned.

3 SEC. 718. Not more than 20 per centum of the appro-
4 priations in this Act which are limited for obligation during
5 the current fiscal year shall be obligated during the last two
6 months of the fiscal year: *Provided*, That this section shall
7 not apply to obligations for support of active duty training of
8 civilian components or summer camp training of the Reserve
9 Officers' Training Corps, or the National Board for the Pro-
10 motion of Rifle Practice, Army.

11 SEC. 719. During the current fiscal year the agencies of
12 the Department of Defense may accept the use of real prop-
13 erty from foreign countries for the United States in accord-
14 ance with mutual defense agreements or occupational ar-
15 rangements and may accept services furnished by foreign
16 countries as reciprocal international courtesies or as services
17 customarily made available without charge; and such agen-
18 cies may use the same for the support of the United States
19 forces in such areas without specific appropriation therefor.

20 In addition to the foregoing, agencies of the Department
21 of Defense may accept real property, services, and commod-
22 ities from foreign countries for the use of the United States in
23 accordance with mutual defense agreements or occupational
24 arrangements and such agencies may use the same for the
25 support of the United States forces in such areas, without

1 specific appropriations therefor: *Provided*, That the foregoing
2 authority shall not be available for the conversion of heating
3 plants from coal to oil at defense facilities in Europe: *Pro-*
4 *vided further*, That within thirty days after the end of each
5 quarter the Secretary of Defense shall render to Congress
6 and to the Office of Management and Budget a full report of
7 such property, supplies, and commodities received during
8 such quarter.

9 SEC. 720. During the current fiscal year, appropriations
10 available to the Department of Defense for research and de-
11 velopment may be used for the purposes of section 2353 of
12 title 10, United States Code, and for purposes related to re-
13 search and development for which expenditures are specifi-
14 cally authorized in other appropriations of the service con-
15 cerned.

16 SEC. 721. No appropriation contained in this Act shall
17 be available for the payment of more than 75 per centum of
18 charges of educational institutions for tuition or expenses of
19 off-duty training of military personnel (except with regard to
20 such charges of educational institutions (a) for enlisted per-
21 sonnel in the pay grade E-5 or higher with less than 14
22 years' service, for which payment of 90 per centum may be
23 made or (b) for military personnel in off-duty high school
24 completion programs, for which payment of 100 per centum
25 may be made), nor for the payment of any part of tuition or

1 expenses for such training for commissioned personnel who
2 do not agree to remain on active duty for two years after
3 completion of such training.

4 SEC. 722. No part of the funds appropriated herein shall
5 be expended for the support of any formally enrolled student
6 in basic courses of the senior division, Reserve Officers'
7 Training Corps, who has not executed a certificate of loyalty
8 or loyalty oath in such form as shall be prescribed by the
9 Secretary of Defense.

10 SEC. 723. No part of any appropriation contained in this
11 Act, except for small purchases in amounts not exceeding
12 \$10,000, shall be available for the procurement of any article
13 of food, clothing, cotton, woven silk or woven silk blends,
14 spun silk yarn for cartridge cloth, synthetic fabric or coated
15 synthetic fabric, or wool (whether in the form of fiber or yarn
16 or contained in fabrics, materials, or manufactured articles),
17 or specialty metals including stainless steel flatware, not
18 grown, reprocessed, reused, or produced in the United States
19 or its possessions, except to the extent that the Secretary of
20 the Department concerned shall determine that satisfactory
21 quality and sufficient quantity of any articles of food or cloth-
22 ing or any form of cotton, woven silk and woven silk blends,
23 spun silk yarn for cartridge cloth, synthetic fabric or coated
24 synthetic fabric, wool, or specialty metals including stainless
25 steel flatware, grown, reprocessed, reused, or produced in the

1 United States or its possessions cannot be procured as and
2 when needed at United States market prices and except pro-
3 curements outside the United States in support of combat
4 operations, procurements by vessels in foreign waters, and
5 emergency procurements or procurements of perishable foods
6 by establishments located outside the United States for the
7 personnel attached thereto. Neither shall any part of appro-
8 priations contained in this Act be used to facilitate the sale of
9 optional uniform items by military clothing sales stores or by
10 the Department of Defense operated exchange system stores:
11 *Provided*, That nothing herein shall preclude the procure-
12 ment of specialty metals or chemical warfare protective
13 clothing produced outside the United States or its possessions
14 when such procurement is necessary to comply with agree-
15 ments with foreign governments requiring the United States
16 to purchase supplies from foreign sources for the purposes of
17 offsetting sales made by the United States Government or
18 United States firms under approved programs serving de-
19 fense requirements or where such procurement is necessary
20 in furtherance of the standardization and interoperability of
21 equipment requirements within NATO so long as such agree-
22 ments with foreign governments comply, where applicable,
23 with the requirements of section 36 of the Arms Export Con-
24 trol Act and with section 814 of the Department of Defense
25 Appropriation Authorization Act, 1976: *Provided further*,

1 That nothing herein shall preclude the procurement of foods
2 manufactured or processed in the United States or its posses-
3 sions: *Provided further*, That no funds herein appropriated
4 shall be used for the payment of a price differential on con-
5 tracts hereafter made for the purpose of relieving economic
6 dislocations other than certain contracts not involving fuel
7 made on a test basis by the Defense Logistics Agency with a
8 cumulative value not to exceed \$5,000,000,000, as may be
9 determined by the Secretary of Defense pursuant to existing
10 laws and regulations as not to be inappropriate therefor by
11 reason of national security considerations: *Provided further*,
12 That the Secretary specifically determines that there is a rea-
13 sonable expectation that offers will be obtained from a suffi-
14 cient number of eligible concerns so that awards of such con-
15 tracts will be made at a reasonable price and that no award
16 shall be made for such contracts if the price differential ex-
17 ceeds 5 per centum: *Provided further*, That none of the funds
18 appropriated in this Act shall be used except that, so far as
19 practicable, all contracts shall be awarded on a formally ad-
20 vertised competitive bid basis to the lowest responsible
21 bidder.

22 SEC. 724. None of the funds appropriated by this Act
23 shall be used for the construction, replacement, or reactiva-
24 tion of any bakery, laundry, or drycleaning facility in the
25 United States, its territories or possessions, as to which the

1 Secretary of Defense does not certify in writing, giving his
2 reasons therefor, that the services to be furnished by such
3 facilities are not obtainable from commercial sources at rea-
4 sonable rates.

5 SEC. 725. None of the funds appropriated by this Act
6 may be obligated under section 206 of title 37, United States
7 Code, for inactive duty training pay of a member of the Na-
8 tional Guard or a member of a reserve component of a uni-
9 formed service for more than four periods of equivalent train-
10 ing, instruction, duty or appropriate duties that are performed
11 instead of that member's regular period of instruction or reg-
12 ular period appropriate duty.

13 SEC. 726. Appropriations contained in this Act shall be
14 available for the purchase of household furnishings, and auto-
15 mobiles from military and civilian personnel on duty outside
16 the continental United States, for the purpose of resale at
17 cost to incoming personnel, and for providing furnishings,
18 without charge, in other than¹ public quarters occupied by
19 military or civilian personnel of the Department of Defense
20 on duty outside the continental United States or in Alaska,
21 upon a determination, under regulations approved by the
22 Secretary of Defense, that such action is advantageous to the
23 Government.

24 SEC. 727. During the current fiscal year, appropriations
25 available to the Department of Defense for pay of civilian

1 employees shall be available for uniforms, or allowances
2 therefor, as authorized by law (5 U.S.C. 5901; 80 Stat. 508).

3 SEC. 728. Funds provided in this Act for legislative liai-
4 son activities of the Department of the Army, the Depart-
5 ment of the Navy, the Department of the Air Force, and the
6 Office of the Secretary of Defense shall not exceed
7 \$7,500,000 for the current fiscal year: *Provided*, That this
8 amount shall be available for apportionment to the Depart-
9 ment of the Army, the Department of the Navy, the Depart-
10 ment of the Air Force, and the Office of the Secretary of
11 Defense as determined by the Secretary of Defense.

12 SEC. 729. Of the funds made available by this Act for
13 the services of the Military Airlift Command, \$100,000,000
14 shall be available only for procurement of commercial trans-
15 portation service from carriers participating in the civil re-
16 serve air fleet program; and the Secretary of Defense shall
17 utilize the services of such carriers which qualify as small
18 businesses to the fullest extent found practicable: *Provided*,
19 That the Secretary of Defense shall specify in such procure-
20 ment, performance characteristics for aircraft to be used
21 based upon modern aircraft operated by the civil reserve air
22 fleet.

23 SEC. 730. During the current fiscal year, appropriations
24 available to the Department of Defense for operation may be
25 used for civilian clothing, not to exceed \$40 in cost for enlist-

1 ed personnel: (1) discharged for misconduct, unsuitability, or
2 otherwise than honorably; (2) sentenced by a civil court to
3 confinement in a civil prison or interned or discharged as an
4 alien enemy; or (3) discharged prior to completion of recruit
5 training under honorable conditions for dependency, hardship,
6 minority, disability, or for the convenience of the Govern-
7 ment.

8 SEC. 731. No part of the funds appropriated herein shall
9 be available for paying the costs of advertising by any de-
10 fense contractor, except advertising for which payment is
11 made from profits, and such advertising shall not be consid-
12 ered a part of any defense contract cost. The prohibition con-
13 tained in this section shall not apply with respect to advertis-
14 ing conducted by any such contractor, in compliance with
15 regulations which shall be promulgated by the Secretary of
16 Defense, solely for (1) the recruitment by the contractor of
17 personnel required for the performance by the contractor of
18 obligations under a defense contract, (2) the procurement of
19 scarce items required by the contractor for the performance
20 of a defense contract, or (3) the disposal of scrap or surplus
21 materials acquired by the contractor in the performance of a
22 defense contract.

23 SEC. 732. Funds appropriated in this Act for mainte-
24 nance and repair of facilities and installations shall not be
25 available for acquisition of new facilities, or alteration, expan-

1 sion, extension, or addition of existing facilities, as defined in
2 Department of Defense Directive 7040.2, dated January 18,
3 1961, in excess of \$100,000: *Provided*, That the Secretary of
4 Defense may amend or change the said directive during the
5 current fiscal year, consistent with the purpose of this sec-
6 tion.

7 SEC. 733. Upon determination by the Secretary of De-
8 fense that such action is necessary in the national interest, he
9 may, with the approval of the Office of Management and
10 Budget, transfer not to exceed \$750,000,000 of working cap-
11 ital funds of the Department of Defense or funds made avail-
12 able in this Act to the Department of Defense for military
13 functions (except military construction) between such appro-
14 priations or funds or any subdivision thereof, to be merged
15 with and to be available for the same purposes, and for the
16 same time period, as the appropriation or fund to which
17 transferred: *Provided*, That such authority to transfer may
18 not be used unless for higher priority items, based on unfore-
19 seen military requirements, than those for which originally
20 appropriated and in no case where the item for which funds
21 are requested has been denied by Congress: *Provided further*,
22 That the Secretary of Defense shall notify the Congress
23 promptly of all transfers made pursuant to this authority.

24 SEC. 734. During the current fiscal year, cash balances
25 in working capital funds of the Department of Defense estab-

lished pursuant to section 2208 of title 10, United States Code, may be maintained in only such amounts as are necessary at any time for cash disbursements to be made from such funds: *Provided*, That transfers may be made between such funds in such amounts as may be determined by the Secretary of Defense, with the approval of the Office of Management and Budget, except that transfers between a stock fund account and an industrial fund account may not be made unless the Secretary of Defense has notified the Congress of the proposed transfer. Except in amounts equal to the amounts appropriated to working capital funds in this Act, no obligations may be made against a working capital fund to procure war reserve material inventory, unless the Secretary of Defense has notified the Congress prior to any such obligation.

SEC. 735. Not more than \$206,100,000 of the funds appropriated by this Act shall be made available for payment to the Federal Employees Compensation Fund, as established by 5 U.S.C. 8147.

SEC. 736. No part of the funds appropriated under this Act shall be used to provide a loan, guarantee of a loan, or a grant to any applicant who has been convicted by any court of general jurisdiction of any crime which involves the use of or the assistance to others in the use of force, trespass, or the seizure of property under control of an institution of higher

1 education to prevent officials or students at such an institu-
2 tion from engaging in their duties or pursuing their studies.

3 SEC. 737. None of the funds available to the Depart-
4 ment of Defense shall be utilized for the conversion of heat-
5 ing plants from coal to oil at defense facilities in Europe.

6 SEC. 738. None of the funds appropriated by this Act
7 shall be available for any research involving uninformed or
8 nonvoluntary human beings as experimental subjects.

9 SEC. 739. Appropriations for the current fiscal year for
10 operation and maintenance of the active forces shall be avail-
11 able for medical and dental care of personnel entitled thereto
12 by law or regulation (including charges of private facilities for
13 care of military personnel, except elective private treatment);
14 welfare and recreation; hire of passenger motor vehicles;
15 repair of facilities; modification of personal property; design
16 of vessels; industrial mobilization; installation of equipment in
17 public and private plants; military communications facilities
18 on merchant vessels; acquisition of services, special clothing,
19 supplies, and equipment; and expenses for the Reserve Offi-
20 cers' Training Corps and other units at educational institu-
21 tions.

22 SEC. 740. No part of the funds in this Act shall be
23 available to prepare or present a request to the Committees
24 on Appropriations for the reprogramming of funds, unless for
25 higher priority items, based on unforeseen military require-

1 ments, than those for which originally appropriated and in no
2 case where the item for which reprogramming is requested
3 has been denied by the Congress.

4 SEC. 741. No funds appropriated by this Act shall be
5 available to pay claims for nonemergency inpatient hospital
6 care provided under the Civilian Health and Medical Pro-
7 gram of the Uniformed Services for services available at a
8 facility of the uniformed services within a 40-mile radius of
9 the patient's residence: *Provided*, That the foregoing limita-
10 tion shall not apply to payments that supplement primary
11 coverage provided by other insurance plans or programs that
12 pay for at least 75 per centum of the covered services.

13 SEC. 742. None of the funds contained in this Act avail-
14 able for the Civilian Health and Medical Program of the Uni-
15 formed Services under the provisions of section 1079(a) of
16 title 10, United States Code, shall be available for (a) serv-
17 ices of pastoral counselors, or family and child counselors, or
18 marital counselors unless the patient has been referred to
19 such counselor by a medical doctor for treatment of a specific
20 problem with results of that treatment to be communicated
21 back to the physician who made such referral; (b) special edu-
22 cation, except when provided as secondary to the active psy-
23 chiatric treatment on an institutional inpatient basis; (c) ther-
24 apy or counseling for sexual dysfunctions or sexual inadequa-
25 cies; (d) treatment of obesity when obesity is the sole or

1 major condition treated; (e) reconstructive surgery (other
2 than post-mastectomy reconstructive surgery to overcome
3 the effects of trauma or disease), justified solely on psychiat-
4 ric needs including, but not limited to, mammary augmenta-
5 tion, face lifts and sex gender changes; (f) reimbursement of
6 any physician or other authorized individual provider of medi-
7 cal care in excess of the eightieth percentile of the customary
8 charges made for similar services in the same locality where
9 the medical care was furnished, as determined for physicians
10 in accordance with section 1079(h) of title 10, United States
11 Code; or (g) any service or supply which is not medically or
12 psychologically necessary to prevent, diagnose, or treat a
13 mental or physical illness, injury, or bodily malfunction as
14 assessed or diagnosed by a physician, dentist, clinical psy-
15 chologist, optometrist, podiatrist, certified nurse-midwife, as
16 appropriate, except as authorized by section 1079(a)(4) of
17 title 10, United States Code.

18 SEC. 743. Appropriations available to the Department
19 of Defense for the current fiscal year shall be available to
20 provide an individual entitled to health care under chapter 55
21 of title 10, United States Code, with one wig if the individual
22 has alopecia that resulted from treatment of malignant dis-
23 ease: *Provided*, That the individual has not previously re-
24 ceived a wig from the Government.

1 SEC. 744. Funds appropriated in this Act shall be avail-
2 able for the appointment, pay, and support of persons ap-
3 pointed as cadets and midshipmen in the two-year Senior Re-
4 serve Officers' Training Corps course in excess of the 20
5 percent limitation on such persons imposed by section
6 2107(a) of title 10, United States Code, but not to exceed 60
7 percent of total authorized scholarships.

8 SEC. 745. None of the funds appropriated by this Act
9 shall be available to pay any member of the uniformed serv-
10 ice for unused accrued leave pursuant to section 501 of title
11 37, United States Code, for more than sixty days of such
12 leave, less the number of days for which payment was previ-
13 ously made under section 501 after February 9, 1976.

14 SEC. 746. None of the funds appropriated by this Act
15 may be used to support more than 300 enlisted aides for
16 officers in the United States Armed Forces.

17 SEC. 747. No appropriation contained in this Act may
18 be used to pay for the cost of public affairs activities of the
19 Department of Defense in excess of \$28,000,000.

20 SEC. 748. None of the funds provided in this Act shall
21 be available for the planning or execution of programs which
22 utilize amounts credited to Department of Defense appropri-
23 ations or funds pursuant to the provisions of section 37(a) of
24 the Arms Export Control Act representing payment for the
25 actual value of defense articles specified in section 21(a)(1) of

1 that Act: *Provided*, That such amounts so credited shall be
2 deposited in the Treasury as miscellaneous receipts as pro-
3 vided in 31 U.S.C. 484.

4 SEC. 749. No appropriation contained in this Act shall
5 be available to fund any costs of a Senior Reserve Officers'
6 Training Corps unit—except to complete training of person-
7 nel enrolled in Military Science 4—which in its junior year
8 class (Military Science 3) has for the four preceding academic
9 years, and as of September 30, 1981, enrolled less than (a)
10 seventeen students where the institution prescribes a four-
11 year or a combination four- and two-year program; or (b)
12 twelve students where the institution prescribes a two-year
13 program: *Provided*, That, notwithstanding the foregoing limi-
14 tation, funds shall be available to maintain one Senior Re-
15 serve Officers' Training Corps unit in each State and at each
16 State-operated maritime academy: *Provided further*, That
17 units under the consortium system shall be considered as a
18 single unit for purposes of evaluation of productivity under
19 this provision: *Provided further*, That enrollment standards
20 contained in Department of Defense Directive 1215.8 for
21 Senior Reserve Officers' Training Corps units, as revised
22 during fiscal year 1981, may be used to determine compli-
23 ance with this provision, in lieu of the standards cited above.

24 SEC. 750. (a) None of the funds appropriated by this
25 Act or available in any working capital fund of the Depart-

1 ment of Defense shall be available to pay the expenses attrib-
2 utable to lodging of any person on official business away from
3 his designated post of duty, or in the case of an individual
4 described under section 5703 of title 5, United States Code,
5 his home or regular place of duty, when adequate govern-
6 ment quarters are available, but are not occupied by such
7 person.

8 (b) The limitation set forth in subsection (a) is not appli-
9 cable to employees whose duties require official travel in
10 excess of fifty percent of the total number of the basic admin-
11 istrative work weeks during the current fiscal year.

12 SEC. 751. (a) None of the funds appropriated by this
13 Act shall be available to pay the retainer pay of any enlisted
14 member of the Regular Navy, the Naval Reserve, the Regu-
15 lar Marine Corps, or the Marine Corps Reserve who is trans-
16 ferred to the Fleet Reserve or the Fleet Marine Corps Re-
17 serve under section 6330 of title 10, United States Code, on
18 or after December 31, 1977, if the provisions of section
19 6330(d) of title 10, are utilized in determining such member's
20 eligibility for retirement under section 6330(b) of title 10:
21 *Provided*, That notwithstanding the foregoing, time credit-
22 able as active service for a completed minority enlistment,
23 and an enlistment terminated within three months before the
24 end of the term of enlistment under section 6330(d) of title
25 10, prior to December 31, 1977, may be utilized in determin-

1 ing eligibility for retirement: *Provided further*, That notwith-
2 standing the foregoing, time may be credited as active service
3 in determining a member's eligibility for retirement under
4 section 6330(b) of title 10 pursuant to the provisions of the
5 first sentence of section 6330(d) of title 10 for those members
6 who had formally requested transfer to the Fleet Reserve or
7 the Fleet Marine Corps Reserve on or before October 1,
8 1977.

9 (b) None of the funds appropriated by this Act shall be
10 available to pay that portion of the retainer pay of any enlist-
11 ed member of the Regular Navy, the Naval Reserve, the
12 Regular Marine Corps, or the Marine Corps Reserve who is
13 transferred to the Fleet Reserve or the Fleet Marine Corps
14 Reserve under section 6330 of title 10, United States Code,
15 on or after December 31, 1977, which is attributable under
16 the second sentence of section 6330(d) of title 10 to time
17 which, after December 31, 1977, is not actually served by
18 such member.

19 SEC. 752. None of the funds appropriated by this Act
20 for programs of the Central Intelligence Agency shall remain
21 available for obligation beyond the current fiscal year, except
22 for funds appropriated for the Reserve, which shall remain
23 available until September 30, 1983.

24 SEC. 753. None of the funds provided by this Act may
25 be used to pay the salaries of any person or persons who

1 authorize the transfer of unobligated and deobligated appro-
2 priations into the Reserve for Contingencies of the Central
3 Intelligence Agency.

4 SEC. 754. None of the funds appropriated by this Act
5 may be used to support more than 9,901 full-time and 2,603
6 part-time military personnel assigned to or used in the sup-
7 port of Morale, Welfare, and Recreation activities as de-
8 scribed in Department of Defense Instruction 7000.12 and its
9 enclosures, dated July 17, 1974.

10 SEC. 755. During the current fiscal year, the Depart-
11 ment of Defense may guarantee loans pursuant to title III of
12 the Defense Production Act of 1950 as amended (50 U.S.C.
13 App. 2091, 64 Stat. 800) in an amount not to exceed
14 \$30,000,000.

15 SEC. 756. All obligations incurred in anticipation of the
16 appropriations and authority provided in this Act are hereby
17 ratified and confirmed if otherwise in accordance with the
18 provisions of this Act.

19 SEC. 757. None of the funds provided by this Act shall
20 be used to perform abortions except where the life of the
21 mother would be endangered if the fetus were carried to
22 term.

23 SEC. 758. During the current fiscal year, funds appro-
24 priated by this Act shall be available to provide for the lease
25 of a facility, regardless of location, designated by the Secre-

1 tary of Defense for cryptologic purposes; and for alterations,
2 improvement, and repair of that facility notwithstanding any
3 other provisions of law. Funding for lease, alterations, im-
4 provement, and repair shall not exceed one million dollars.
5 Further, funds appropriated by this Act shall be available to
6 provide support in accordance with sections 4 and 8 of the
7 Central Intelligence Agency Act of 1949, as amended (50
8 U.S.C. 403e and 403j), to certain Department of Defense
9 cryptologic personnel stationed overseas as designated by the
10 Secretary of Defense.

11 SEC. 759. None of the funds appropriated by this Act
12 shall be used for the provision, care or treatment to depend-
13 ents of members or former members of the Armed Services
14 or the Department of Defense for the elective correction of
15 minor dermatological blemishes and marks or minor anatomi-
16 cal anomalies.

17 SEC. 760. None of the funds appropriated by this Act
18 shall be available for the purchase of insignia for resale
19 unless the sales price of such insignia is adjusted to the
20 extent necessary to recover the cost of purchase of such in-
21 signia and the estimated cost of all related expenses, includ-
22 ing but not limited to management, storage, handling, trans-
23 portation, loss, disposal of obsolete material, and manage-
24 ment fees paid to the military exchange systems: *Provided,*
25 That amounts derived by the adjustment covered by the fore-

1 going limitations may be credited to the appropriations
2 against which the charges have been made to recover the
3 cost of purchase and related expense.

4 SEC. 761. All unresolved audits currently pending
5 within agencies and departments, for which appropriations
6 are made under this Act, shall be resolved not later than
7 September 30, 1981. Any new audits, involving questioned
8 expenditures, arising after the enactment of this Act shall be
9 resolved within 6 months of completing the initial audit
10 report.

11 SEC. 762. None of the funds appropriated by this Act or
12 heretofore appropriated by any other Act shall be obligated
13 or expended for the payment of anticipatory possession com-
14 pensation claims to the Federal Republic of Germany other
15 than claims listed in the 1973 agreement (commonly referred
16 to as the Global Agreement) between the United States and
17 the Federal Republic of Germany.

18 SEC. 763. Each department and agency for which ap-
19 propriations are made under this Act shall take immediate
20 action (1) to improve the collection of overdue debts owed to
21 the United States within the jurisdiction of that department
22 or agency; (2) to bill interest on delinquent debts as required
23 by the Federal Claims Collection Standards; and (3) to
24 reduce amounts of such debts written off as uncollectible.

1 SEC. 764. None of the funds appropriated by this Act
2 shall be available for a contract for studies, analyses, or con-
3 sulting services entered into without competition on the basis
4 of an unsolicited proposal unless the head of the activity re-
5 sponsible for the procurement determines:

6 (a) as a result of thorough technical evaluation,
7 only one source is found fully qualified to perform the
8 proposed work, or

9 (b) the purpose of the contract is to explore an
10 unsolicited proposal which offers significant scientific or
11 technological promise, represents the product of origi-
12 nal thinking, and was submitted in confidence by one
13 source, or

14 (c) where the purpose of the contract is to take
15 advantage of unique and significant industrial accom-
16 plishment by a specific concern, or to insure that a
17 new product or idea of a specific concern is given fi-
18 nancial support:

19 *Provided*, That this limitation shall not apply to contracts in
20 an amount of less than \$25,000, contracts related to im-
21 provements of equipment that is in development or produc-
22 tion, or contracts as to which a civilian official of the Depart-
23 ment of Defense, who has been confirmed by the Senate,
24 determines that the award of such contract is in the interest
25 of the national defense.

1 SEC. 765. None of the funds appropriated by this Act
2 shall be available to provide medical care in the United
3 States on an inpatient basis to foreign military and diplomatic
4 personnel or their dependents unless the Department of De-
5 fense is reimbursed for the costs of providing such care: *Pro-*
6 *vided*, That reimbursements for medical care covered by this
7 section shall be credited to the appropriations against which
8 charges have been made for providing such care.

9 SEC. 766. None of the funds appropriated by this Act
10 shall be obligated for the second career training program au-
11 thorized by Public Law 96-347.

12 SEC. 767. None of the funds appropriated or otherwise
13 made available in this Act shall be obligated or expended for
14 salaries or expenses during the current fiscal year for the
15 purposes of demilitarization of small firearms.

16 SEC. 768. During the current fiscal year, not to exceed
17 \$125,000,000 of the funds provided in this Act for the Civil-
18 ian Health and Medical Program of the Uniformed Services
19 may be used to conduct a test program in accordance with
20 the following guidelines: In carrying out the provisions of
21 sections 1079 and 1086 of title 10, United States Code, the
22 Secretary of Defense, after consulting with the Secretary of
23 Health and Human Services, may contract with organiza-
24 tions that assume responsibility for the maintenance of the
25 health of a defined population, for the purpose of experiments

1 and demonstration projects designed to determine the relative
2 advantages and disadvantages of providing pre-paid health
3 benefits: *Provided*, That such projects must be designed in
4 such a way as to determine methods of reducing the cost of
5 health benefits provided under such sections without adverse-
6 ly affecting the quality of care. Except as provided otherwise,
7 the provisions of such a contract may deviate from the cost-
8 sharing arrangements prescribed and the types of health care
9 authorized under sections 1079 and 1086, when the Secre-
10 tary of Defense determines that such a deviation would serve
11 the purpose of this section.

12 SEC. 769. None of the funds provided in this Act may
13 be obligated or expended to pay a person whose pay is deter-
14 mined pursuant to section 903 of title 20, United States Code
15 (section 5 of Public Law 86-91, as amended), any increase in
16 pay as the result of the establishment of any new category of
17 pay that was not in effect prior to the school year
18 1979-1980.

19 SEC. 770. None of the funds provided in this Act shall
20 be available to pay a person whose pay is determined pursu-
21 ant to section 903 of title 20, United States Code (section 5
22 of Public Law 86-91, as amended), any increase in basic
23 compensation as the result of adjustments pursuant to section
24 903(c) of title 20, United States Code, in excess of 4.8 per-

1 cent of the amount such person was entitled to receive for the
2 school year 1980-1981.

3 SEC. 771. None of the funds available to the Depart-
4 ment of Defense by this or any other Act shall be available to
5 pay a person whose pay is determined pursuant to section
6 903 of title 20, United States Code (section 5 of Public Law
7 86-91, as amended), any increase in pay in excess of 4.8
8 percent for the months of August through December 1981 as
9 a result of adjustments in pay made thereafter.

10 SEC. 772. No part of any appropriation contained in this
11 Act shall be available to initiate multiyear procurement con-
12 tracts for major weapons systems except as specifically pro-
13 vided herein.

14 SEC. 773. None of the funds appropriated in this Act
15 shall be available for obligation to reimburse a contractor for
16 the cost of commercial insurance that would protect against
17 the costs of the contractor for correction of the contractor's
18 own defects in materials or workmanship or against the costs
19 of fortuitous or casualty losses resulting from such defects.

20 SEC. 774. None of the funds appropriated by this Act
21 which are available for payment of travel allowances for per
22 diem in lieu of subsistence to enlisted personnel shall be used
23 to pay such an allowance to any enlisted member in an
24 amount that is more than the amount of per diem in lieu of
25 subsistence that the enlisted member is otherwise entitled to

1 receive minus the basic allowance for subsistence, or pro rata
2 portion of such allowance, that the enlisted member is enti-
3 tled to receive during any day, or portion of a day, that the
4 enlisted member is also entitled to be paid a per diem in lieu
5 of subsistence: *Provided*, That if an enlisted member is in a
6 travel status and is not entitled to receive a per diem in lieu
7 of subsistence because the member is furnished meals in a
8 Government mess, funds available to pay the basic allowance
9 for subsistence to such a member shall not be used to pay
10 that allowance, or pro rata portion of that allowance, for
11 each day, or portion of a day, that such enlisted member is
12 furnished meals in a Government mess.

13 SEC. 775. Effective January 1, 1982, none of the funds
14 appropriated by this Act shall be available to pay the retired
15 pay or retainer pay of a member of the Armed Forces for any
16 month who, on or after January 1, 1982, becomes entitled to
17 retired or retainer pay, in an amount that is greater than the
18 amount otherwise determined to be payable after such reduc-
19 tions as may be necessary to reflect adjusting the computa-
20 tion of retired pay or retainer pay that includes credit for a
21 part of a year of service to permit credit for a part of a year
22 of service only for such month or months actually served:
23 *Provided*, That the foregoing limitation shall not apply to any
24 member who before January 1, 1982: (a) applied for retire-
25 ment or transfer to the Fleet Reserve or Fleet Marine Corps

1 Reserve; (b) is being processed for retirement under the pro-
2 visions of chapter 61 of title 10 or who is on the temporary
3 disability retired list and thereafter retired under the provi-
4 sions of sections 1210 (c) or (d) of title 10; or (c) is retired or
5 in an inactive status and would be eligible for retired pay
6 under the provisions of chapter 67 of title 10, but for the fact
7 that the person is under 60 years of age.

8 SEC. 776. No part of any appropriation, funds, or other
9 authority contained in this Act shall be available for paying
10 to the Administrator of the General Services Administration
11 in excess of 50 percent of the standard level user charge
12 established pursuant to section 210(j) of the Federal Property
13 and Administrative Services Act of 1949, as amended, for
14 space and services in effect on October 1, 1981.

15 SEC. 777. None of the funds appropriated by this Act
16 shall be available to pay the retired pay or retainer pay of a
17 member of the Armed Forces who, on or after January 1,
18 1982, becomes entitled to retired or retainer pay, in an
19 amount that is greater than 94.8 percent of the amount to
20 which that member would otherwise be entitled.

21 SEC. 778. None of the funds appropriated by this Act
22 for the pay of Reserve and National Guard technicians based
23 upon their employment as technicians and their performance
24 of duty as members of the Reserve components of the Armed
25 Forces shall be available to pay such technicians a combined

1 compensation in excess of the rate payable for level V of the
2 Executive Schedule.

3 SEC. 779. None of the funds appropriated by this Act
4 shall be available to approve a request for waiver of the costs
5 otherwise required to be recovered under the provisions of
6 section 21(e)(1)(C) of the Arms Export Control Act unless
7 the Committees on Appropriations have been notified in ad-
8 vance of the proposed waiver.

9 SEC. 780. None of the funds appropriated by this Act
10 shall be available to make any payments authorized under
11 the provisions of subchapter VI of chapter 53 of title 5 to any
12 prevailing rate employee who is transferred or reassigned
13 from a position in Alaska or Hawaii to a position in another
14 wage area outside Alaska or Hawaii on or after April 1,
15 1982: *Provided*, That the foregoing limitation shall not apply
16 to a prevailing rate employee who is transferred or reas-
17 signed as a result of a reduction in force or a functional or
18 organizational transfer from Alaska or Hawaii: *Provided fur-*
19 *ther*, That the foregoing limitation shall not apply to a pre-
20 vailing rate employee whose transfer or reassignment had
21 been approved prior to April 1, 1982, or who had applied for
22 a position in another wage area outside Alaska or Hawaii
23 prior to April 1, 1982, and is accepted for that position.

24 SEC. 781. None of the funds appropriated by this Act
25 shall be available after April 1, 1982, to pay for the direct or

1 indirect hiring of any locally hired non-United States citizen
2 in a position in an overseas area as specified in Department of
3 Defense Directive 1400.6 or Department of Defense Instruc-
4 tion 1400.10 if qualified United States citizens are available at
5 the overseas area and have applied for employment by the
6 Department of Defense in such a position: *Provided, That*
7 this limitation shall not apply to non-United States citizens
8 employed before April 1, 1982, or to a non-United States
9 citizen who has been recognized by the Department of De-
10 fense as a dependent of a military member or a civilian em-
11 ployee of the Department of Defense.

12 SEC. 782. None of the funds appropriated by this Act
13 shall be available for the transportation of equipment or ma-
14 teriel designated as Prepositioned Materiel Configured in
15 Unit Sets (POMCUS) in Europe in excess of four division
16 sets.

17 SEC. 783. None of the funds provided in this Act shall
18 be available for operation of the Army Medical Intelligence
19 and Information Agency after September 1, 1982.

20 SEC. 784. None of the funds provided in this Act may
21 be obligated or expended to transfer the Defense Dependents'
22 Schools to the Department of Education, or to fund the activ-
23 ities of the Advisory Council on Dependents' Education until
24 legislative proposals to repeal such transfer of the depend-
25 ents' schools are considered and acted upon by Congress.

1 SEC. 785. Notwithstanding the provisions of section
2 505(c) of the Omnibus Budget Reconciliation Act of 1981,
3 funds made available to the Department of Defense by this
4 Act for payments and arrangements authorized by section
5 505(c) shall be administered by the Secretary of Defense who
6 shall be responsible for the conduct of programs with such
7 funds and who shall not delegate such responsibility outside
8 of the Department of Defense.

9 SEC. 786. Without regard to any other provision of law
10 limiting the amounts payable to prevailing wage rate employ-
11 ees, during the current fiscal year prevailing wage rate em-
12 ployees employed in the Wichita, Kansas, wage area shall be
13 paid, beginning the first pay period beginning on or after
14 January 1, 1982, the wages determined as a result of the full
15 scale wage survey of that area scheduled to become effective
16 in January, 1982.

17 SEC. 787. Appropriations for the Department of De-
18 fense shall be available until the end of fiscal year 1983 for
19 lease of no more than six aircraft, in accordance with applica-
20 ble laws and regulations, for the purpose of providing passen-
21 ger airlift support to the Department of the Air Force Special
22 Airlift Mission, pending procurement of suitable replacements
23 for the C-140 aircraft.

24 SEC. 788. None of the funds in this Act may be used to
25 transfer any article of military equipment or data related to

1 the manufacture of such equipment to a foreign country prior
2 to the approval in writing of such transfer by the Secretary of
3 the military service involved.

4 SEC. 789. Funds made available in this Act for the
5 Single Manager for Conventional Ammunition shall be used
6 only for implementation of phase II under a reissued Depart-
7 ment of Defense Directive 5160.65 after January 1, 1982.

8 SEC. 790. None of the funds available in this Act shall
9 be used by the Secretary of a military department to make a
10 contract for the purchase of administrative motor vehicles
11 that are manufactured outside the United States or Canada
12 unless the contractor was selected through competitive bid-
13 ding without a differential in favor of foreign manufacturers:
14 *Provided*, That this section does not apply to contracts for
15 amounts less than \$50,000.

16 SEC. 791. The expenditure of any appropriation under
17 this Act for any consulting service through procurement con-
18 tract, pursuant to 5 U.S.C. 3109, shall be limited to those
19 contracts where such expenditures are a matter of public
20 record and available for public inspection, except where oth-
21 erwise provided under existing law, or under existing Execu-
22 tive order issued pursuant to existing law.

Sec. 791.

69

1

TITLE VIII

2

RELATED AGENCIES

3

INTELLIGENCE COMMUNITY STAFF

4

For necessary expenses of the Intelligence Community

5

Staff; \$12,563,000.

6

CENTRAL INTELLIGENCE AGENCY RETIREMENT AND

7

DISABILITY SYSTEM FUND

8

For payment to the Central Intelligence Agency Retire-

9

ment and Disability System Fund, to maintain proper funding

10

level for continuing the operation of the Central Intelligence

11

Agency Retirement and Disability System; \$84,600,000.

12

This Act may be cited as the "Department of Defense

13

Appropriation Act, 1982".

[FULL COMMITTEE PRINT]

Union Calendar No.

97TH CONGRESS
1ST SESSION

H.R.

[Report No. 97-]

A BILL

Making appropriations for the Department of Defense
for the fiscal year ending September 30, 1982, and
for other purposes.

NOVEMBER 16, 1981

Committed to the Committee of the Whole House on the
State of the Union and ordered to be printed